

DOCKET NO.: TC00152

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Bernhard P. Weisshaar

APPLICATION NO.: 10/038,433

FILED: January 4, 2002

GROUP ART UNIT: 2681

TITLE: METHOD OF SELECTING A COMMUNICATION INTERFACE TO
TRANSMIT DATA IN A WIRELESS COMMUNICATION NETWORK



Certificate of Mailing

Date of deposit: **February 26, 2002**

I hereby certify that this paper is being deposited with the United States Postal Service on the date indicated above, as first-class mail, with sufficient postage attached thereto, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C.


Signature of Person Mailing Paper

V. Lynn Webb
Printed Name of Person Mailing Paper

Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: Customer Service Center
Initial Patent Examination Division

COPY OF PAPERS
ORIGINALLY FILED

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

Responsive to the Notice to File Missing Parts of Application dated February 6, 2002, please find enclosed:

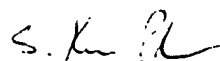
- ☒ 4 page Declaration Combined with Power of Attorney
- ☒ 1 page copy of Notice to File Missing Parts of Application
- ☐ Sheets of formal drawings
- ☐

The Commissioner is hereby authorized to charge all fees due to Account No. **13-4771**. A fee transmittal is enclosed.

Respectfully submitted,

SEND CORRESPONDENCE TO:

Motorola, Inc.
Law Department
Customer Number: 23330

By: 

S. KEVIN PICKENS
Attorney of Record
Reg. No.: 34,696
Telephone: 602-952-4362
Fax No.: 602-952-4376

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in this Submission 8

Application Number 10/038,433
 Filing Date January 4, 2002
 First Named Inventor Bernhard P. Weisshaar
 Group Art Unit 2681
 Examiner Name Unknown
 Attorney Docket Number TC00152

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ENCLOSURES

(check all that apply)

☒ Fee Transmittal Form☐ Fee Attached☐ Amendment/Reply☐ After Final☐ Affidavits/Declaration(s)☐ Extension of time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Documents☒ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
Under 37 CFR 1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-Related papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation,
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CDs

Remarks

☐ After Allowance

Communication to Group

☐ Appeal Communication to Board
of Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter with appropriate copies☒ Other Enclosure(s) (please identify below):☒ Declaration Combined with Power of
Attorney☐ sheet(s) formal drawings☒ copy of Notice to File Missing
Parts of Application

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or
Individual

S. Kevin Pickens

Registration No.

34,696

Signature

S. Kevin Pickens

Date

February 26, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage thereon, as first-class mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on the date listed below:

Typed or printed name

V. Lynn Webb

Signature

V. Lynn Webb

Date

February 26, 2002

PTO/SB/17 (11-00)		Complete if Known	
FEE TRANSMITTAL <div style="border: 1px solid black; border-radius: 50%; padding: 5px; display: inline-block; text-align: center;"> OTPE MAR 11 2002 PATENT TRADEMARK DIVISION </div>		Application Number	10/038,433
Patent fees are subject to annual fee adjustment.		Filing Date	January 4, 2002
		First Named Inventor	Bernhard P. Weisshaar
		Examiner Name	Unknown
		Group Art Unit	2681
TOTAL AMOUNT OF PAYMENT	(\$) 130.00	Attorney Docket No.	TC00152

COPY OF PAPERS
ORIGINALLY FILED

METHOD OF PAYMENT	FEE CALCULATION (continued)																																																																																																																																																										
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <p>Deposit Account Number: 13-4771</p> <p>Deposit Account Name: Motorola, Inc.</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p> <p>2. <input type="checkbox"/> Payment Enclosed:</p> <p><input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>	<p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> </tr> <tr> <th>Code</th> <th>Fee (\$)</th> <th>Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late Provisional filing</td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td></tr> <tr><td>147</td><td>2520</td><td>147</td><td>2520</td><td>For filing a request for ex parte Reexamination</td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>113</td><td>1840*</td><td>113</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td>Extension for reply within second month</td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td>Extension for reply within third month</td></tr> <tr><td>118</td><td>1390</td><td>218</td><td>695</td><td>Extension for reply within fourth month</td></tr> <tr><td>128</td><td>1890</td><td>228</td><td>945</td><td>Extension for reply within fifth month</td></tr> <tr><td>119</td><td>310</td><td>219</td><td>155</td><td>Notice of Appeal</td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td>Request for oral hearing</td></tr> <tr><td>138</td><td>1510</td><td>138</td><td>1510</td><td>Petition to institute a public use proceeding</td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td></tr> <tr><td>141</td><td>1240</td><td>241</td><td>620</td><td>Petition to revive - unintentional</td></tr> <tr><td>142</td><td>1240</td><td>242</td><td>620</td><td>Utility issue fee (or reissue)</td></tr> <tr><td>143</td><td>440</td><td>243</td><td>220</td><td>Design issue fee</td></tr> <tr><td>144</td><td>600</td><td>244</td><td>300</td><td>Plant issue fee</td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of IDS</td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td></tr> <tr><td>146</td><td>710</td><td>246</td><td>355</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td></tr> <tr><td>149</td><td>710</td><td>249</td><td>355</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td></tr> <tr><td>179</td><td>710</td><td>279</td><td>355</td><td>Request for Continued Examination (RCE)</td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for expedited examination of a design application</td></tr> <tr><td colspan="5">Other fee (specify) _____</td></tr> </tbody> </table>	Large Entity		Small Entity		Fee Description	Code	Fee (\$)	Code	Fee (\$)	105	130	205	65	Surcharge - late filing fee or oath	127	50	227	25	Surcharge - late Provisional filing	139	130	139	130	Non-English specification	147	2520	147	2520	For filing a request for ex parte Reexamination	112	920*	112	920*	Requesting publication of SIR prior to Examiner action	113	1840*	113	1840*	Requesting publication of SIR after Examiner action	115	110	215	55	Extension for reply within first month	116	390	216	195	Extension for reply within second month	117	890	217	445	Extension for reply within third month	118	1390	218	695	Extension for reply within fourth month	128	1890	228	945	Extension for reply within fifth month	119	310	219	155	Notice of Appeal	120	310	220	155	Filing a brief in support of an appeal	121	270	221	135	Request for oral hearing	138	1510	138	1510	Petition to institute a public use proceeding	140	110	240	55	Petition to revive - unavoidable	141	1240	241	620	Petition to revive - unintentional	142	1240	242	620	Utility issue fee (or reissue)	143	440	243	220	Design issue fee	144	600	244	300	Plant issue fee	122	130	122	130	Petitions to the Commissioner	123	50	123	50	Processing fee under 37 CFR 1.17(q)	126	180	126	180	Submission of IDS	581	40	581	40	Recording each patent assignment per property (times number of properties)	146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	179	710	279	355	Request for Continued Examination (RCE)	169	900	169	900	Request for expedited examination of a design application	Other fee (specify) _____				
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<p>SUBMITTED BY</p> <p>Name (Print/Type): S. Kevin Pickens</p> <p>Signature: <i>S. Kevin Pickens</i></p>		<p style="text-align: right;">Complete (if applicable)</p> <p>Registration No. 34,696 Telephone 602-952-4362</p> <p>Mail Date February 26, 2002</p>																																																																																																																																																									

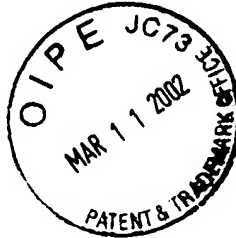


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,433	01/04/2002	Bernhard P. Weisshaar	TC00152

23330
MOTOROLA, INC.
CORPORATE LAW DEPARTMENT - #56-238
3102 NORTH 56TH STREET
PHOENIX, AZ 85018



CONFIRMATION NO. 9482

FORMALITIES LETTER



Date Mailed: 02/06/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

COPY OF PAPERS
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An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

A copy of this notice MUST be returned with the reply.

Is required
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/15/2002 MBERHE 00000043 134771 10038433

01 FC:105 130.00 CH

Phoenix, AZ 85018

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FIRST CLASS MAIL